

United States Government

Attachment 1  
Department of Energy

# memorandum

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DATE: March 15, 1993

REPLY TO  
ATTN OF: EM-5: Livingston-Behan: 6-7357

SUBJECT: Status of Milestones in Enforceable Agreements from FY 1992 through FY 1995

TO: Deputy Assistant Secretary for Waste Management, EM-30  
Deputy Assistant Secretary for Environmental Restoration, EM-40

The Office of the Secretary has requested that this office provide information on the Department's ability to meet milestones in all legally enforceable agreements. First, we have been asked to provide a detailed listing of the Department's ability to meet milestones in all legally enforceable agreements over the next 12 months. To satisfy this request, I am asking your offices to provide a list that identifies the status of all legally-enforceable milestones required between March 1, 1993 through February 28, 1994 under specific--and identified--cleanup and compliance agreements that are managed by your office. For each agreement, the information should be categorized as follows:

- (1) Enforceable milestones that will probably not be met, the reasons associated with the probable delay, and the status of interactions with regulators to address the issue.
- (2) Enforceable milestones for which there is some chance of being missed, the reasons associated with the potential delay, and the status of interactions with regulators to address the issue.
- (3) Enforceable milestones that are currently expected to be accomplished--or for which there is a high probability of accomplishing--on schedules required under the agreement.

Second, we have been asked to provide a numerical summary of milestones covering the period from FY 1992 through FY 1995. To satisfy this request, I am asking each of your offices to provide the following information:

- (1) For FY 1992, the total number of enforceable milestones in cleanup and compliance agreements, and the number of milestones that were not met (including milestones that required modification or extension).
- (2) For FY 1993, the total number of enforceable milestones in cleanup and compliance agreements, and the number of milestones that have not been met or that are likely to be missed.
- (3) For FY 1994 through FY 1995, the total number of enforceable milestones in cleanup and compliance agreements during each fiscal year, and the number of milestones during each fiscal year that are likely to be missed under the following scenarios:

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(a) Milestones that are likely to be missed for such reasons as technical problems, contracting delays and delays in drafting required reports, where performance would have been unaffected by future limits on budget growth.

(b) Milestones that are likely to be missed (in addition to those milestones identified in paragraph (3)(a) above) if the growth in program funding levels is limited to a 3% annual increase (real growth) over FY 1993 levels.

Information that satisfies these requests should be provided to Ellen Livingston-Behan by Monday, March 22, 1993. Please be prepared to discuss this effort during tomorrow's conference call with Field Office Managers. Thank you in advance for your assistance.



Paul D. Grimm

Acting Assistant Secretary for Environmental  
Restoration and Waste Management

cc:

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E. Smedley, CR-1  
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